

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. MJ 13-393
Plaintiff,)
)
v.)
) DETENTION ORDER
MONTEIL GRACE,)
)
Defendant.)
_____)

Offense charged: Felon in Possession of a Firearm

Date of Detention Hearing: August 20, 2013.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant was not interviewed by Pretrial Services. He does not contest

01 detention.

02 2. Defendant was on federal supervision in Case No. CR10-281 MJP at the time of
03 the instant alleged offense. He is alleged to have violated supervised release in that case, and
04 an evidentiary hearing is pending before Judge Pechman. Defendant's criminal record
05 includes bench warrant activity and failure to appear for hearing.

06 3. Defendant poses a risk of nonappearance due to previous violations of
07 supervision, pending alleged violations of supervised release, and lack of either employment or
08 stable residential history. He poses a risk of danger due to criminal history, noncompliance,
09 prior bench warrant activity, and the nature and circumstances of the instant offense.

10 4. There does not appear to be any condition or combination of conditions that will
11 reasonably assure the defendant's appearance at future Court hearings while addressing the
12 danger to other persons or the community.

13 It is therefore ORDERED:

- 14 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
15 General for confinement in a correction facility separate, to the extent practicable, from
16 persons awaiting or serving sentences or being held in custody pending appeal;
- 17 2. Defendant shall be afforded reasonable opportunity for private consultation with
18 counsel;
- 19 3. On order of the United States or on request of an attorney for the Government, the
20 person in charge of the corrections facility in which defendant is confined shall deliver
21 the defendant to a United States Marshal for the purpose of an appearance in connection
22 with a court proceeding; and

- 01 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel
02 for the defendant, to the United States Marshal, and to the United State Pretrial Services
03 Officer.

04 DATED this 20th day of August, 2013.

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07 Mary Alice Theiler
08 Chief United States Magistrate Judge
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